

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Northern District of Mississippi

PowerTrain, Inc., a Mississippi Corporation

*Plaintiff(s)*

v.

Joyce Ma, Individually, and Best Machinery &  
Electrical, Inc.

*Defendant(s)*

Civil Action No. 1:11-cv-00105-SA-JAD

**ALIAS**

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* BEST MACHINERY & ELECTRICLA, INC.  
by and through Registered Agent, Lei Zhao  
243 Magna Vista Avenue  
Arcadia, CA 91007

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are: Duncan Lott  
Langston & Lott, P.A.  
P.O. Box 382  
Booneville, MS 38829

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

David Crews,  
CLERK OF COURT

Date: 3/12/13

  
Signature of Clerk or Deputy Clerk

Attorney or Party without Attorney: LANGSTON & LOTT, P.A. P.O. BOX 382 BOONEVILLE, MS 38829				<i>For Court Use Only</i>	
Telephone No: 662-728-9733      FAX: No: 662-728-1992					
Attorney for: Plaintiff					
Insert name of Court, and Judicial District and Branch Court: United States District Court For The Northern District Of Mississippi					
Plaintiff: POWERTRAIN, INC., et al. Defendant: JOYCE MA, et al.					
<b>AFFIDAVIT OF REASONABLE DILIGENCE</b>		Hearing Date:	Time:	Dept/Div:	Case Number: 1:11-CV-00105-SA-JAD

1. I, AARON DANIEL, and any employee or independent contractors retained by D&T LEGAL SERVICES are and were on the dates mentioned herein over the age of eighteen years and not a party to this action. Personal service was attempted on Defendant BEST MACHINERY & ELECTRICAL, INC. - LEI ZHAO, AGENT FOR SERVICE as follows:

2. Documents: -; ALIAS SUMMONS IN A CIVIL ACTION, FIRST AMENDED COMPLAINT..

Day	Date	Time	Location	Results
Thu	03/28/13	11:04am	Home	NO ANSWER. NO ACTIVITY. THERE IS ALSO AN EAST MAGNA VISA AVENUE. Attempt made by: GEORGE SANCHEZ, Registration #1876 Los Angeles County. Attempt at: 243 W. MAGNA VISTA AVENUE ARCADIA, CA 91007.
Thu	03/28/13	11:17am	Home	PER THE AGENT'S SON, HE IS NOT IN AT THIS TIME. NO ONE HERE IS AUTHORIZED TO ACCEPT. Attempt made by: GEORGE SANCHEZ, Registration #1876 Los Angeles County. Attempt at: 243 W. MAGNA VISTA AVENUE ARCADIA, CA 91007.
Sat	03/30/13	6:50pm	Home	NO ANSWER. NO ACTIVITY. Attempt made by: GEORGE SANCHEZ, Registration #1876 Los Angeles County. Attempt at: 243 W. MAGNA VISTA AVENUE ARCADIA, CA 91007.
Tue	04/02/13	7:18am	Home	NO ANSWER. NO ACTIVITY. Attempt made by: GEORGE SANCHEZ, Registration #1876 Los Angeles County. Attempt at: 243 W. MAGNA VISTA AVENUE ARCADIA, CA 91007.
Fri	04/05/13	12:20pm	Home	NO ANSWER. NO ACTIVITY. Attempt made by: GEORGE SANCHEZ, Registration #1876 Los Angeles County. Attempt at: 243 W. MAGNA VISTA AVENUE ARCADIA, CA 91007.

Attorney or Party without Attorney: LANGSTON & LOTT, P.A. P.O. BOX 382 BOONEVILLE, MS 38829				For Court Use Only	
Telephone No: 662-728-9733      FAX: No: 662-728-1992					
Attorney for: Plaintiff					
Ref. No or File No.:					
Insert name of Court, and Judicial District and Branch Court: United States District Court For The Northern District Of Mississippi					
Plaintiff: POWERTRAIN, INC., et al. Defendant: JOYCE MA, et al.					
<b>AFFIDAVIT OF REASONABLE DILIGENCE</b>		Hearing Date:	Time:	Dept/Div:	Case Number: 1:11-CV-00105-SA-JAD

Day	Date	Time	Location	Results
Mon	04/08/13	8:20pm	Home	NO ANSWER. NO ACTIVITY. Attempt made by: GEORGE SANCHEZ, Registration #1876 Los Angeles County. Attempt at: 243 W. MAGNA VISTA AVENUE ARCADIA, CA 91007.
Thu	04/11/13	6:30am	Home	NO ANSWER. NO ACTIVITY. Attempt made by: GEORGE SANCHEZ, Registration #1876 Los Angeles County. Attempt at: 243 W. MAGNA VISTA AVENUE ARCADIA, CA 91007.
Sun	04/14/13	3:15pm	Home	NO ANSWER. NO ACTIVITY. Attempt made by: GEORGE SANCHEZ, Registration #1876 Los Angeles County. Attempt at: 243 W. MAGNA VISTA AVENUE ARCADIA, CA 91007.
Wed	04/17/13	8:20pm	Home	NO ANSWER. LIGHTS ON INSIDE THE HOME. Attempt made by: GEORGE SANCHEZ, Registration #1876 Los Angeles County. Attempt at: 243 W. MAGNA VISTA AVENUE ARCADIA, CA 91007.
Sat	04/20/13	9:00am	Home	NO ANSWER. I WAS ABLE TO HEAR PEOPLE TALKING INSIDE THE RESIDENCE. Attempt made by: GEORGE SANCHEZ, Registration #1876 Los Angeles County. Attempt at: 243 W. MAGNA VISTA AVENUE ARCADIA, CA 91007.
Tue	04/23/13	9:20pm	Home	NO ANSWER. LIGHTS ON INSIDE THE RESIDENCE. Attempt made by: GEORGE SANCHEZ, Registration #1876 Los Angeles County. Attempt at: 243 W. MAGNA VISTA AVENUE ARCADIA, CA 91007.
Sat	04/27/13	8:13am	Home	NO ANSWER. NO ACTIVITY. Attempt made by: GEORGE SANCHEZ, Registration #1876 Los Angeles County. Attempt at: 243 W. MAGNA VISTA AVENUE ARCADIA, CA 91007.



Attorney or Party without Attorney: LANGSTON & LOTT, P.A. P.O. BOX 382 BOONEVILLE, MS 38829				<i>For Court Use Only</i>	
Telephone No: 662-728-9733      FAX: No: 662-728-1992		Ref. No or File No.:			
Attorney for: Plaintiff					
Insert name of Court, and Judicial District and Branch Court: United States District Court For The Northern District Of Mississippi					
Plaintiff: POWERTRAIN, INC., et al. Defendant: JOYCE MA, et al.					
<b>AFFIDAVIT OF REASONABLE DILIGENCE</b>		Hearing Date:	Time:	Dept/Div:	Case Number: 1:11-CV-00105-SA-JAD

Day	Date	Time	Location	Results
Tue	04/30/13	11:30am	Home	NO ANSWER. NO ACTIVITY. Attempt made by: GEORGE SANCHEZ, Registration #1876 Los Angeles County. Attempt at: 243 W. MAGNA VISTA AVENUE ARCADIA, CA 91007.
Wed	05/08/13	8:00am	Business	THERE IS NO SUCH STREET NUMBER ON THIS STREET. Attempt made by: CRUZ GONZALEZ, Registration #3415 Los Angeles County. Attempt at: CHAMPION POWER EQUIPMENT 1006 SANTA FE SPRINGS ROAD Santa Fe Springs, CA 90670.
Wed	05/22/13	12:10pm	Business	THE AGENT FOR SERVICE DOES WORK HERE BUT IS OUT UNTIL NEXT WEEK. NO OTHER INFORMATION GIVEN. Attempt made by: CRUZ GONZALEZ, Registration #3415 Los Angeles County. Attempt at: CHAMPION POWER EQUIPMENT 10006 SANTA FE SPRINGS ROAD Santa Fe Springs, CA 90670.
Thu	05/30/13	12:45pm	Business	THE AGENT FOR SERVICE IS NOT IN AT THIS TIME. NO OTHER INFORMATION GIVEN. Attempt made by: CRUZ GONZALEZ, Registration #3415 Los Angeles County. Attempt at: CHAMPION POWER EQUIPMENT 10006 SANTA FE SPRINGS ROAD Santa Fe Springs, CA 90670.
Fri	05/31/13	3:15pm	Business	PER THE CFO FOR CHAMPION POWER EQUIPMENT, THE SUBJECT IS NOT IN AT THIS TIME. I DO NOT BELIEVE HER AND DO BELIEVE THE SUBJECT IS EVADING SERVICE. Attempt made by: CRUZ GONZALEZ, Registration #3415 Los Angeles County. Attempt at: CHAMPION POWER EQUIPMENT 10006 SANTA FE SPRINGS ROAD Santa Fe Springs, CA 90670.
Mon	06/03/13	12:00pm		HOLDING FOR FURTHER INSTRUCTIONS Attempt made by: AARON DANIEL.

Attorney or Party without Attorney: LANGSTON & LOTT, P.A. P.O. BOX 382 BOONEVILLE, MS 38829				For Court Use Only	
Telephone No: 662-728-9733      FAX: No: 662-728-1992		Ref. No or File No.:			
Attorney for: Plaintiff					
Insert name of Court, and Judicial District and Branch Court: United States District Court For The Northern District Of Mississippi					
Plaintiff: POWERTRAIN, INC., et al. Defendant: JOYCE MA, et al.					
<b>AFFIDAVIT OF REASONABLE DILIGENCE</b>		Hearing Date:	Time:	Dept/Div:	Case Number: 1:11-CV-00105-SA-JAD

Day	Date	Time	Location	Results
Mon	07/15/13	9:00am	Business	CANCEL AND RETURN TO CLIENT. Attempt at: CHAMPION POWER EQUIPMENT 10006 SANTA FE SPRINGS ROAD Santa Fe Springs, CA 90670.
Mon	07/15/13	5:00pm	Business	Returned Not Served on: BEST MACHINERY & ELECTRICAL, INC. Business - CHAMPION POWER EQUIPMENT 10006 SANTA FE SPRINGS ROAD Santa Fe Springs, CA 90670

## 3. Person Executing

a. AARON DANIEL

## b. D&amp;T LEGAL SERVICES

2146 N MAIN STREET, SUITE A, Registration # 792

P.O. Box 5383

WALNUT CREEK, CA 94596

c. (925) 947-1221, FAX (925) 947-1375

Recoverable Costs Per CCP 1033.5(a)(4)(B)

d. The Fee for service was: \$230.00

e. I am: (3) registered California process server

(i) Independent Contractor

(ii) Registration No.: 2010-0001059

(iii) County: San Francisco

## 4. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: Mon, Jul. 15, 2013

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AFFIDAVIT OF REASONABLE DILIGENCE(AARON DANIEL)

langston.21504